

BEFORE THE TENNESSEE REGULATORY AUTHORITY

NASHVILLE, TENNESSEE

June 6, 1997

IN RE: APPLICATION OF UNITED TELEPHONE-)	
SOUTHEAST, INC., FOR CERTIFICATE OF PUBLIC)	
CONVENIENCE AND NECESSITY TO PROVIDE)	DOCKET NO.
INTERLATA INTEREXCHANGE TELEPHONE SERVICE)	96- 01235
WITHIN TENNESSEE)	

**ORDER ADOPTING HEARING OFFICER'S REPORT AND RECOMMENDATION;
APPROVING TOLL DIALING PARITY PLAN; AND APPROVING THE GRANT OF A
CERTIFICATE OF CONVENIENCE AND NECESSITY**

This matter came before the Tennessee Regulatory Authority (here "Authority") on April 15, 1997, at a regularly scheduled Authority Conference to consider United Telephone-Southeast, Inc.'s Application to provide interLATA interexchange service in Tennessee and settlement respecting the intraLATA Toll Dialing Parity Plan.

On August 9, 1996, United Telephone-Southeast, Inc. (here "United") submitted its Application in this proceeding. AT&T Communications of the South Central States, Inc. (here "AT&T") and MCI Telecommunications Corporation (here "MCI") were allowed to intervene. After hearing, the Authority issued its November 12, 1996 Order Regarding the Conditions Under Which United Telephone-Southeast, Inc. Shall Be Approved For A Certificate of Public Convenience and Necessity (here "Conditional Order").

The Conditional Order directed United to submit an intraLATA toll dialing parity plan no later than November 29, 1996, following approval of which United would have

its Application to provide interLATA interexchange service approved. Following United's filing of its Petition for Partial Reconsideration, the Authority by Order dated January 28, 1997, granted United a limited certificate to provide interLATA interexchange services on a dedicated, non-switched basis pending approval of an intraLATA toll dialing parity plan.

United filed its original intraLATA toll dialing parity plan (here "Dialing Parity Plan") on November 26, 1996. On February 7, 1997, AT&T submitted a letter to the Authority setting forth its concerns with respect to certain provisions of United's Dialing Parity Plan.

On February 18, 1997, the Authority appointed Director Melvin Malone to serve as the Hearing Officer at a Pre-Hearing Conference to be held on March 27, 1997.

On March 20, 1997, the parties submitted to the Authority a Stipulation reflecting their compromise agreement as to United's Dialing Parity Plan. After reviewing the initial Stipulation submitted by the parties, including United's Dialing Parity Plan and United's Business Office Procedures, on March 25, 1997, the Hearing Officer forwarded to the parties a list of possible issues for consideration at the Pre-Hearing Conference.

The Pre-Hearing Conference was held as scheduled on March 27, 1997, and the following appearances were entered:

James B. Wright, United, 14111 Capital Boulevard, Wake Forest, North Carolina 27587-5900, on behalf of United.

Jim Lamoureux, AT&T, 1200 Peachtree St., N.E., Atlanta, Georgia 30309, on behalf of AT&T.

Jon Hastings, Boulton Cummings, Connors & Berry, 414 Union Street, Suite 1600, P. O. Box 198062, Nashville, Tennessee, 37219, on behalf of MCI.

Following the March 27, 1997 Pre-Hearing Conference, the Parties submitted a revised Stipulation, which included United's revised Dialing Parity Plan, and United submitted its revised Business Office Procedures, each dated April 4, 1997 and filed on April 7, 1997. Following these submissions the Hearing Officer issued his Report and Recommendation, recommending approval of the revised Stipulation, the revised Dialing Parity Plan and the revised Business Office Procedures and approval of United's application for interLATA interexchange service.

At the April 15, 1997 Conference, the Authority unanimously voted to approve the revised Dialing Parity Plan and United's Application for a Certificate of Public Convenience and Necessity to provide interLATA interexchange telephone service.

IT IS THEREFORE ORDERED:

- 1) That the Report and Recommendation of the Hearing Officer dated April 14, 1997, is hereby adopted and incorporated herein by reference;
- 2) That United's intraLATA toll dialing parity plan, as revised, is approved;
- 3) That, as set forth in the Orders of the Authority in this proceeding dated November 12, 1996, and January 28, 1997, the Application of United Telephone-Southeast, Inc. for a certificate of public convenience and necessity to provide interLATA interexchange telephone service, on both a dedicated, non-switched basis and a switched basis is approved;

4) That any party aggrieved with the Authority's decision in this matter may file a Petition for Reconsideration with the Authority within ten (10) days from and after the date of this Order; and

5) That any party aggrieved with the Authority's decision in this matter has the right of judicial review by filing a Petition for Review in the Tennessee Court of Appeals, Middle Section, within sixty (60) days from and after the date of this Order.


CHAIRMAN


DIRECTOR


DIRECTOR

ATTEST:


EXECUTIVE SECRETARY

Ord/96-01235